

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lynn Doucette-Stamm and David Bush
Application No.: 09/450,969 Filing Date: November 29, 1999
Confirmation No.: 8394 Group: 1637 Examiner: Siew, J.
For: Nucleic Acid and Amino Acid Sequence Relating to *Staphylococcus epidermidis* for Diagnostic and Therapeutics

| CERTIFICATE OF FACSIMILE | |
|--|-----------|
| I hereby certify that this correspondence is being sent via facsimile addressed to Commissioner for Patents, Alexandria, VA 22313-1450 | |
| on | 6/4/04 |
| Date | Signature |
| Jennifer Menard | |
| Typed or printed name of person signing certificate | |

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned attorney petitions the Commissioner for Patents to extend the time for filing a Response to the Office Action dated December 4, 2003 for three-months from March 4, 2004 to June 4, 2004.

| | <u>Small Entity</u> | <u>Other than Small Entity</u> |
|------------|---------------------|--------------------------------|
| 1 month - | \$ 55.00 | \$ 110.00 |
| 2 months - | \$ 210.00 | \$ 420.00 |
| 3 months - | \$ 475.00 | X \$ 950.00 |
| 4 months - | \$ 740.00 | \$ 1480.00 |
| 5 months - | \$ 1005.00 | \$ 2010.00 |

- ☐ Enclosed is a check in the amount of \$[] to cover the cost of the extension.
☐ The fee for the extension is included in the check for the accompanying response.
☒ Please charge Deposit Account No. 501040 in the amount of \$950.00 to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 501040.

Respectfully submitted,
OSCIENT PHARMACEUTICALS CORPORATION

By Robert L. Spadafora
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Telephone (781) 398-2300
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Waltham, Massachusetts 02453
Dated:

6/4/04